

**ORDINANCE NO. 5184**

**AN ORDINANCE** of the City Council of the City of Bremerton, Washington, amending Chapter 11.12 of the Bremerton Municipal Code relating to complete streets

WHEREAS, the City Council, with the Mayor concurring, wishes to define the Complete Streets policy, and

WHEREAS, City policy as stated in the Bremerton Comprehensive Plan is to encourage walking, bicycling and transit use as safe, convenient and widely available modes of transportation for all people, and

WHEREAS, Bremerton's Complete Streets guiding principle is to design, operate and maintain Bremerton's streets to promote safe and convenient access and travel for all users including pedestrians, bicyclists, transit riders, and people of all abilities, as well as freight and motor vehicle drivers, and

WHEREAS, other jurisdictions and agencies nationwide have adopted Complete Streets legislation including the U S Department of Transportation, numerous state transportation agencies, Seattle, San Francisco, Sacramento, San Diego, Boulder, Chicago and Portland, and

WHEREAS, the Public Works and Utilities Department will implement Complete Streets policy by designing, operating and maintaining the transportation network to improve travel conditions for bicyclists, pedestrians, transit and freight in a manner consistent with, and supportive of, the surrounding community, and

WHEREAS, transportation improvements will include an array of facilities and amenities that are recognized as contributing to Complete Streets, including street and sidewalk lighting, pedestrian and bicycle safety improvements, access improvement for freight, access improvements, including compliance with the Americans with Disabilities Act, public transit facilities accommodation including, but not limited to, pedestrian access improvement to transit stops and stations, street trees and landscaping, drainage, and street amenities, and

WHEREAS, Public Works and Utilities Department will implement policies and procedures with the construction, reconstruction or other changes of transportation facilities on arterial streets to support the creation of Complete Streets including capital improvements, re-channelization projects and major maintenance, recognizing that all streets are different and in each case user needs must be balanced, NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF BREMERTON, WASHINGTON,  
DOES HEREBY ORDAIN AS FOLLOWS

**SECTION 1.** Chapter 11.12 of the Bremerton Municipal Code is hereby amending by adding a new section entitled "Complete Streets" to read as follows

**11.12.085 COMPLETE STREETS**

(a) Public Works and Utilities Department will plan for, design and construct all new City transportation improvement projects to provide appropriate accommodation for pedestrians, bicyclists, transit riders, and persons of all abilities, while promoting safe operation for all users, as provided for below

(b) Public Works and Utilities Department will incorporate Complete Streets principles into the Department's Transportation Strategic Plan, Bremerton Transit Plan, Pedestrian and Bicycle Master Plans, Intelligent Transportation System Strategic Plan, and other Public Works and Utilities Department plans, manuals, rules, regulations and programs as appropriate

(c) Because freight is important to the basic economy of the City and has unique right-of-way needs to support that role, freight will be the major priority on streets classified as Major Truck Streets. Complete Street improvements that are consistent with freight mobility but also support other modes may be considered on these streets

(d) Except in unusual or extraordinary circumstances, Complete Streets principles will not apply

(1) To street repairs made due to utility activities or pothole repairs,

(2) To ordinary maintenance activities designed to keep assets in serviceable condition (e.g., mowing, cleaning, sweeping, spot repair and surface treatments such as chip seal and overlay, or interim measures on detour or haul routes),

(3) Where the Director of the Public Works and Utilities Department issues a documented determination concluding that application of Complete Street principles is not necessary

i) where non-motorized use is not practical, is contrary to public safety, or is prohibited,

ii) the cost of accommodation is excessively disproportionate to the need or probable use, or

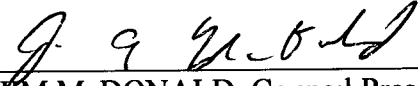
iii) where other available means or factors indicate an absence of current or future need

(e) Complete Streets may be achieved through single projects or incrementally through a series of smaller improvements or maintenance activities over time. It is the Mayor's and Council's intent that all sources of transportation funding be drawn upon to implement Complete Streets. The City believes that maximum financial flexibility is important to implement Complete Streets principles

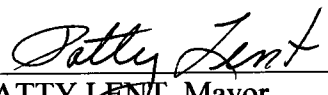
**SECTION 2. Severability** If any one or more sections, subsections, or sentences of this Ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance and the same shall remain in full force and effect

**SECTION 3. Effective Date** This ordinance shall take effect and be in force ten (10) days from and after its passage, approval and publication as provided by law

PASSED by the City Council the 16<sup>th</sup> day of May, 2012

  
JIM McDONALD, Council President

Approved this 21<sup>st</sup> day of MAY, 2012

  
PATTY LENT, Mayor

ATTEST

  
SHANNON CORIN, Interim City Clerk

APPROVED AS TO FORM

  
ROGER A. LUBOVICH, City Attorney

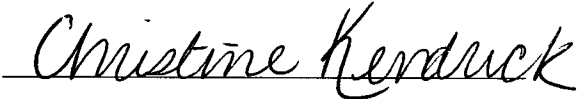
PUBLISHED the 23<sup>rd</sup> day of May, 2012  
EFFECTIVE the 2<sup>nd</sup> day of June, 2012  
ORDINANCE NO 5184

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AFFIDAVIT OF PUBLICATION

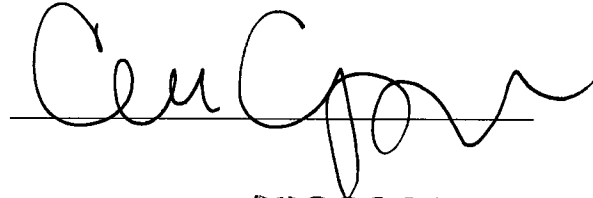
Account #42742 AD#283496  
STATE OF WASHINGTON  
COUNTY OF KITSAP

I, Christine Kendrick, being first duly sworn on oath, deposes and says That she is now, and at all times embraced in the publication herein mentioned was the principal clerk of the printers and publishers of KITSAP SUN, that said newspaper has been approved as a legal newspaper by order of the Superior Court of the County of Kitsap, in which County it is published and is now and has been for more than six months prior to the date of the publication hereinafter referred to, published in the English language continually as a daily newspaper in Bremerton, Kitsap County, Washington, a weekly newspaper in Kitsap County, Washington and is now and during all of said time, was printed in an office maintained in the aforesaid place of publication of said newspaper, that the following is a true text of an advertisement as it was published in regular issues (and not in supplement form) of said newspaper on the following date, to wit And on May 23, 2012 such newspaper was regularly distributed to its subscribers during all of said period The full amount of the fee charged for the foregoing publication is the sum of \$34 74 This amount has not been paid in full

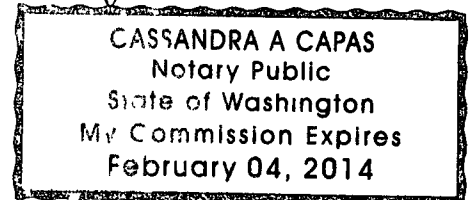


(Signature of Principal Clerk)

Subscribed and sworn to before me this day of May 25, 2012



Notary Public in and for the State of Washington, Kitsap County



ORDINANCE NO 5184

AN ORDINANCE of the City Council of the City of Bremerton, Washington, amending Chapter 11 12 of the Bremerton Municipal Code Relating to complete streets

PASSED by the City Council on the 16th day of May, 2012

The full text of this ordinance is available from the City Clerk's Office, 345 Sixth Street, Suite 600,  
Bremerton, WA 98337  
May 23, 2012  
AD# 20125503